**smith & hopen, p.a.**

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**RECEIVED  
CENTRAL FAX CENTER****FEB 01 2006****Fax****INTELLECTUAL PROPERTY LAW**

To:	U.S. Patent & Trademark Office	From:	Ronald E. Smith
Attn:	Stephen J. Castellano, Art Unit: 3727	Client:	1287.02
Fax:	(571) 273-8300	Pages:	13 including coversheet
Phone:	(571) 272-4535	Date:	February 1, 2006
Re:	USPN: 09/682,168	CC:	

☐ Urgent    ☒ For Review    ☐ Please Comment    ☐ Please Reply    ☐ Please Recycle

Dear Examiner Castellano:

In response to the non-final office action mailed November 2, 2005, we enclose the following:

- 1) Amendment Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated February 1, 2006 (2 pages); and
- 2) Amendment D with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated February 1, 2006 (10 pages).

Very respectfully,

Ronald E. Smith  
USPTO Reg. No. 28,761

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**RECEIVED**  
**CENTRAL FAX CENTER****FEB 01 2006****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 09/682,168  
Applicant: : Marshall R. Moore  
Filed: : 07/31/2001  
Art Unit : 3727  
Examiner : Stephen J. Castellano

Confirmation No.: 9029

Docket No. : 1287.02  
Customer No. : 21,901  
For : Foam Insulated Fuel Tank

Transmitted to Central Fax at (571) 273-8300  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT TRANSMITTAL**

1. Transmitted herewith is an amendment for this application.

**STATUS**

2. Applicants are independent inventors.

**EXTENSION OF TERM**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

**CERTIFICATE OF FACSIMILE TRANSMISSION**

(37 C.F.R. 1.8 (a))

I HEREBY CERTIFY that this Amendment D, including Amendments to the Claims and Remarks, is being transmitted by facsimile to the United States Patent and Trademark Office, Attn: Stephen J. Castellano, Art Unit 3727, (571) 273-8300, on February 1, 2006.

Dated: February 1, 2006

  
April Turley

(Amendment Transmittal - Page 1 of 2)

**FEE FOR CLAIMS**

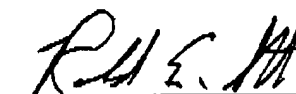
4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	13	Minus	20	= 0	x \$25 =	\$0
Indep.	1	Minus	3	= 0	x \$100 =	\$0
First Presentation of Multiple Dependent Claim					+ \$180 =	\$0
Total						Addit. Fee \$0

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".  
 \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".  
 The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

Very respectfully,



**SIGNATURE OF PRACTITIONER**

Reg. No. 28,761  
 Tel. No.: (727) 507-8558

Ronald E. Smith  
 Smith & Hopen, P.A.  
 15950 Bay Vista Drive, Ste. 220  
 Clearwater, FL 33760

(Amendment Transmittal - Page 2 of 2)

**RECEIVED**  
**CENTRAL FAX CENTER****FEB 01 2006****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.	: 09/682,168	Confirmation No.
Applicant:	: Marshall R. Moore	9029
Filed:	: 07/31/2001	
TC/A.U.	: 3727	
Examiner	: Stephen J. Castellano	
Docket No.	: 1287.2	
Customer No.	: 21901	

Faxed to Central Fax at (571) 273-8300  
Mail Stop Non-Fee Amendment  
Hon. Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT D****Introductory Comments**

Sir:

In response to the non-final Examiner's Action mailed 11/02/2005, having a shortened statutory period for response set to expire 02/02/2006, the above-identified patent application is amended a fourth time as follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims that begins on page 4 of this paper.

**Remarks** begin on page 6 of this paper.